

ELECTRONICALLY FILED

January 12, 2007

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*Counsel for the Official Committee of Equity Security
 Holders of USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
 DISTRICT OF NEVADA**

In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

) BK-S-06-10725-LBR
 Chapter 11

In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

) BK-S-06-10726-LBR
 Chapter 11

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
 Debtor.

) BK-S-06-10727-LBR
 Chapter 11

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

) BK-S-06-10728-LBR
 Chapter 11

In re:
 USA SECURITIES, LLC,
 Debtor.

) BK-S-06-10729-LBR
 Chapter 11

Affects

- ☐ All Debtors
☐ USA Commercial Mortgage Co.
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed
☒ USA First Trust Deed Fund, LLC

) Date: January 31, 2007
 Time: 9:30 a.m.

**NOTICE OF WITHDRAWAL OF THE OBJECTION OF THE OFFICIAL
 COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST
 DEED FUND, LLC TO CLAIM NO. 138 FILED BY JAMES W. SHAW IRA AGAINST
 USA CAPITAL FIRST TRUST DEED FUND, LLC (AFFECTS DEBTOR USA CAPITAL
 FIRST TRUST DEED FUND, LLC)**

1 1. The Official Committee of Equity Security Holders of USA Capital First
2 Trust Deed Fund, LLC (the "FTDF Committee") hereby withdraws its objection to claim number
3 138 filed against USA Capital First Trust Deed Fund, LLC by the James W. Shaw IRA in the
4 amount of \$84,662.00 on December 5, 2006 (the "Shaw IRA Claim").

5 2. On December 27, 2006, the FTDF Committee filed the "Second Omnibus
6 Objection Of The Official Committee Of Equity Security Holders Of USA Capital First Trust
7 Deed Fund, LLC To Misfiled Claims" (the "Objection") whereby the FTDF Committee objected
8 to certain claims, including the Shaw IRA Claim, and sought to have such claims disallowed in
9 whole or in part for the reasons set forth therein.

10 3. Based on further review, the FTDF Committee has elected to withdraw its
11 objection to the Shaw IRA Claim without prejudice to the rights of the FTDF Committee or any
12 other party in interest to file a timely objection(s) to the Shaw IRA Claim at a later date.

13
14 Respectfully submitted this 12th day of January, 2007.

15
16 /s/ Andrew M. Parlen

17 FRANK A. MEROLA,
18 EVE H. KARASIK, and
19 ANDREW M. PARLEN, Members of
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